12. (Amended) A method for brokering upgraded functionality in a voice responsive telephone personal assistant system for enabling greater functionality for a product function in said system comprising the steps of

collecting data describing user interaction with said product function,

analyzing automatically said data to determine whether at least one data pattern has been identified, and

communicating to a user of said personal assistant system an availability of said greater functionality when said at least one data pattern has been identified.

18. (Twice Amended) A data processor implemented method for brokering upgraded resources for enabling greater functionality for a product function comprising the steps of

collecting use data describing use of said product function,

analyzing automatically said data to determine whether at least one use threshold has been exceeded, and,

communicating to a user of said product function an availability of said greater functionality when said at least one threshold has been exceeded.

21. (Amended) A method of brokering upgraded functionality in a voice responsive telephone personal assistant system for enabling greater functionality for a product function in said system comprising the steps of

collecting use data describing use of said product function,

analyzing automatically said data to determine whether at least one use threshold has been exceeded, and

communicating to a user of said personal assistant system an availability of said greater functionality when said at least one threshold has been exceeded.

22. (Amended) A computer implemented apparatus for brokering upgraded resources for enabling greater functionality for a product function comprising

means for collecting use data describing user interaction with said product function,

means for analyzing <u>automatically</u> said use data for determining whether at least one data pattern has been identified, and

means for communicating to a user of said product function an availability of said greater functionality when said at least one data pattern has been identified.

25. (Amended) A computer implemented apparatus for brokering upgraded resources for enabling greater functionality for a product function comprising

means for collecting use data describing use of said product function,

means for analyzing <u>automatically</u> said use data for determining whether at least one use threshold has been exceeded, and

means for communicating to a user of said product function an availability of said greater functionality when said at least one threshold has been exceeded.

REMARKS

Reexamination and reconsideration of the claims, as amended, are respectfully requested.

All independent claims have been amended to incorporate the concept that the analysis of collected data is carried out automatically by a system. The support for this can be found in the following pages: page 10, lines 7 to 10 (the system automatically evaluates ...); page 12 lines 11 to 23 (sell up rules); page 12, line 25 to page 13, line 10 (automated marketing manager module); and page 14, lines 12 to 24 (the system makes the decision ...).

Applicants' remarks are preceded by the Examiner's pertinent comments in small, bold-face type.

1. The following is a quotation of 35 USC 103(a) which forms the basis for all obviousness rejections set forth in this Office Action: ...[omitted]

Claims 1-10, 18-20 and 22-27 are rejected under 35 USC 103(a) as being unpatentable over "NSP to install wireless network meter reading system will consolidate its data collection by installing wireless network meter system" (herein after "NSP") considered with Meyers, "CDMA gets its day in the sun" herein after "CDMA".